

United States District Court  
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

**CRIMINAL COMPLAINT**

Case Number:

V.

MS-10-500 FLN

(01) CARLOS MAURICE HARRIS

(02) RONALD HAROLD MOORE

I, the undersigned complainant, being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about October 27, 2010 in Hennepin County, in the State and District of Minnesota defendants, both previously convicted felons, aided and abetted by each other, knowingly possessed in and affecting interstate commerce, a Hi-Point C9 9mm pistol, which they used and possessed in relation to the robbery of a Dunn Bros coffee business, thereby obstructing or delaying the movement of any article or commodity in commerce, and constituting an attempt to obstruct or delay the movement of any article or commodity in commerce,

in violation of Title 18 United States Code, Sections 922(g)(1), 924(c), 1951(a), and 2.

I further state that I am a Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Sworn to before me, and subscribed in my presence,

Date

11/19/10 11:20 AM  
The Honorable Franklin L. Noel  
UNITED STATES MAGISTRATE JUDGE

Name &amp; Title of Judicial Officer

*David Carriker*  
\_\_\_\_\_  
Signature of Complainant

David Carriker  
ATF

at

Minneapolis, MN

City and State

*Franklin L. Noel*  
\_\_\_\_\_  
Signature of Judicial Officer

SCANNED

NOV 19 2010

U.S. DISTRICT COURT MPLS

STATE OF MINNESOTA     )  
                                      ) ss.  
COUNTY OF HENNEPIN    )

**AFFIDAVIT OF DAVID CARRIKER**

I, David Carriker being duly sworn, depose and state as follows:

1. I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), and have been so employed since August 2005. I am currently assigned to the Saint Paul, Minnesota ATF Field Office (Minneapolis Weapons Unit). My duties and responsibilities include conducting criminal investigations of individuals and organizations who may have committed violations of the Federal arson, explosives, or firearms laws.

2. This Affidavit is submitted in support of a Complaint establishing probable cause to believe that CARLOS MAURICE HARRIS ("Harris") and RONALD HAROLD MOORE ("Moore") committed the following federal violations:

- a. robbery of a Dunn Bros Coffee business ("Dunn Bros") on October 27, 2010, in violation of Title 18, United States Code, Sections 1951(a) and 2;
- b. use and possession of a firearm in relation to the robbery of the Dunn Bros on October 27, 2010, in violation of Title 18, United States Code, Sections 924(c) and 2; and
- c. possession of a firearm by a convicted felon, in violation of Title 18, United States Code, Sections 922(g)(1) and 2.

The facts set forth in this Affidavit are based on my review of reports, my personal investigation, and discussions I have had with other law enforcement personnel. The facts set forth herein contain information sufficient to support probable cause. This Affidavit is not intended to convey all of the facts learned during this investigation.

3. On October 27, 2010, two men, later identified as Harris and Moore, entered the Dunn Bros shortly before closing. There were two Dunn Bros employees behind the counter. After ordering a coffee drink, Moore pulled out a gun and ordered the employees to get on the ground and open the cash drawer. Moore gave one of the employees a bag and ordered her to put all the money in the cash drawer in the bag. The employee did as she was told, and when she was finished, Moore asked where the rest of the money was. When the employee replied that there was not any more money, Moore hit the employee in the head with the butt of his gun. Moore also threatened to shoot the employee.

4. The other employee told Moore that there was a safe in the back office, and Moore ordered them to take him there. The employees complied. Moore and the two employees were joined in the office by Harris. The two employees were ordered to open the safe and to put all the money in the safe inside the bag already containing the money from the cash drawer. Moore and Harris ordered the two employees to lay face down on the floor. After they complied, Moore ordered Harris to tie-up the two employees with rope Harris had brought with him. Harris bound the two employees' hands and legs. One of the robbers then kicked one of the employees in the neck. One of the robbers also "stomped" on the back of the second employee's head, pushing her forehead into the tile floor.

5. After tying up the employees and taking the money from the cash drawer and safe, Moore and Harris exited the Dunn Bros. The two took off running in separate directions. Law enforcement officers spotted Moore as he ran from the Dunn Bros carrying the bag of cash he and Harris had stolen. Officers chased Moore, yelling commands at him to stop. Moore ignored those commands. Finally, Moore complied and got on the ground, where he was handcuffed and taken into custody. During the chase, Moore dropped the bag of stolen cash and the handgun he had used during the robbery. An officer re-traced the chase route and found the bag of stolen cash and a Hi-Point C9 9mm pistol bearing serial number P1339134. In an unsolicited statement, Moore stated that he did not have a gun, the other guy did.

6. Moore continued to make unsolicited statements after he was put inside a squad car. First, Moore stated that he had just met Harris, whom he called "Rikki," that night. Moore stated that Rikki told him that he needed to borrow money from someone inside the Dunn Bros. Rikki told Moore that he would lend Moore \$50. Rikki allegedly told Moore that the guy he was meeting at Dunn Bros was involved in some type of music production and that the guy would be giving Rikki some money. According to Moore, when he and Rikki entered the Dunn Bros, Rikki "spazzed out and got crazy." Moore stated that Rikki pulled out a gun and said he was going to rob the store. Moore stated that he got scared and ran out of the store. He said that he did not know where he was or where he was running.

7. Later, in another unsolicited statement made while sitting in the squad car, Moore stated that he and Rikki went in the rear entrance of the Dunn Bros and Rikki pulled a gun and stated that he was going to rob the store. Moore stated that Rikki disappeared, so Moore ran out of the store.

8. Law enforcement officers saw Harris running from the area of the Dunn Bros. As Harris ran, officers saw him trying to remove the black sweatshirt he was wearing. Officers chased Harris, yelling commands to stop. Like Moore, Harris ignored those commands. While running, Harris discarded the sweatshirt he was wearing near a dumpster. A "do rag" and a pair of green gloves were also found near the sweatshirt. Police were able to apprehend Harris a short distance from the dumpster. Harris resisted being taken into custody, but he was ultimately subdued.

9. A set of car keys found on Moore's person included a key to a Cadillac parked not far from the Dunn Bros. The Cadillac is registered to a woman who identified herself as Harris's girlfriend. The woman indicated that Harris is the father of her two year old child. Credits cards and documentation associated with Moore were found inside the Cadillac.

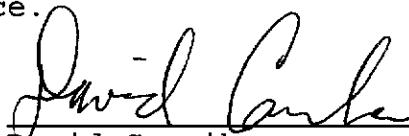
10. Under the scope of Miranda, Harris stated that on the night of the robbery, he had gone alone to a bar on Lagoon Avenue. He stated that he was walking down the street when the police stopped him at the corner of Hennepin and Lake Street. He denied being involved in a foot chase with police. Harris acknowledged that he knew Moore, and that he had seen him the day of the robbery. Harris denied being with Moore at the time of the robbery. He stated that at the time of the robbery, he was talking on his cell phone to his girlfriend. A review of cell phone records indicates that Harris's conversation with his girlfriend terminated approximately 3 minutes before the robbery occurred.

11. Prior to October 27, 2010, Moore was a multi-convicted felon who is prohibited from possessing firearms. By way of example only, in 1994 in Washington County, Moore was convicted of Assault in the First Degree. Harris was a co-defendant in this case. In that case, a victim was shot in the chest and nearly died.

12. Prior to October 27, 2010, Harris was also a multi-convicted felon who is prohibited from possessing firearms. By way of example only, in 1994 in Washington County, Harris was convicted of Assault in the First Degree and Aggravated Robbery. Moore was a co-defendant in this case. Again, in that case, a victim was shot in the chest and nearly died.

13. ATF ran a trace on the Hi Point 9mm pistol retrieved from the escape route taken by Moore. That trace revealed that the gun was originally sold by a federal firearms licensee in Missouri. The firearm necessarily traveled in and affected interstate commerce to have been found in Minnesota on October 27, 2010.

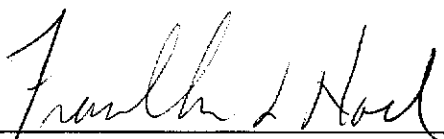
14. I conducted an interview of the franchise owner of the Dunn Bros where the robbery occurred. I learned from that interview that the coffee that Dunn Bros sells is grown and harvested outside the State of Minnesota. I also learned that many of the other products sold in the coffee shop and used to facilitate the operation of the business are manufactured outside the State of Minnesota. Consequently, I believe that the robbery of the Dunn Bros involved an attempted obstruction or delay of commerce, and an attempted obstruction or delay of the movement of any article or commodity in commerce.



David Carriker  
Special Agent, ATF

Subscribed and sworn to before me

this 19<sup>th</sup> day of November, 2010.



FRANKLIN L. NOEL  
UNITED STATES MAGISTRATE JUDGE